

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64485 of 2025

Arising Out of PS. Case No.-99 Year-2025 Thana- CHAKIA District- East Champaran

Mintu Sah S/O Late Paras Sah, R/o Vill.- Bara Bisaha, P.S.- Chakiya, District-
East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar, Advocate

For the Opposite Party/s : Mr. Bharat Lal, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

3 16-12-2025 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. In the present case, the petitioner seeks bail in connection with Chakiya P.S. Case No. 99 of 2025 dated 11.03.2025, registered for the offences punishable under Sections 126(2), 118(1), 109, 76, 303(2), 351(2) and 352 read with Section 3(5) of the B.N.S., 2023.

3. As per the prosecution case, petitioner and other co-accused persons came to the doors of the informant and abused him. Thereafter, they assaulted him with intention to cause his death. This petitioner gave a knife blow on the head of the informant who fell down. Another co-accused assaulted him with *lathi*. The other family members were also assaulted.

4. Learned counsel appearing on behalf of the petitioner submits that petitioner has falsely been implicated in



the present case. The injury report of the victim shows a lacerated wound of size *4cm x 2cm x skin deep* over left temporal region of scalp and it falsifies the allegation of knife blow by the petitioner. The FIR has been lodged after delay of four days for which there is no explanation. Learned counsel next submits that petitioner is having antecedent of one case in which he is on bail. Learned counsel lastly submits that petitioner is in custody since 17.05.2025 and chargesheet has been submitted.

5. Learned A.P.P. appearing on behalf of the State opposes the submissions made on behalf of the petitioner.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the nature of allegation and also considering the period of custody of petitioner and submission of chargesheet, the petitioner, above-named, is directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Motihari, East Champaran / concerned Court, in connection with **Chakiya P.S. Case No. 99 of 2025**, subject to the condition laid down under Section 480(3) of the B.N.S.S. and other following conditions:



(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below, if so required by the learned trial Court.

(iii) In case of non-appearance of the petitioner on single date or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the Court concerned.

(Arun Kumar Jha, J)

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